

Docket No.: 57119(72011)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Thomas A. Chodacki et al.

Application No.: 10/700,339

Confirmation No.: 5244

Filed: November 3, 2003

Art Unit: 3749

For: SYSTEM, APPARATUS AND METHOD
FOR CONTROLLING IGNITION
INCLUDING RE-IGNITION OF GAS AND
GAS FIRED APPLIANCES USING SAME

Examiner: C. D. Price

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed more than three months after the U.S. filing date, OR more than three months after the date of entry of the national stage of a PCT application, AND after the mailing date of the first Office Action on the merits, whichever occurs first, but before the mailing date of a Final Office Action or Notice of Allowance after the filing of a request for continued examination.

Applicant(s) become aware of the following documents, cited in a European Search Report issued June 11, 2010, during the prosecution of European Application No. 03 768 597.1, which corresponds to the above referenced application, and in accordance with 37 CFR 1.97(c) and (e)(1) or (b)(3), hereby submit(s) these documents for the Examiner's consideration. These documents are cited on the enclosed PTO Form SB/08, and a copy of the Examination Report and of the documents required under 37 CFR 1.98(a)(2) cited thereon are enclosed as well. Documents D1 and D2-D4 (as listed in the European Search Report) have previously been cited (it is noted that document D1 corresponds to U.S. Publication No. 2003/0164368-A1 cited in Applicants IDS filed on May 11, 2005). It was believed that document D2 was also previously cited. Applicants found that document D2, however, was not cited and are thus citing this document together with the European Search Report.

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter

filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 57119(72011).

Dated: November 30, 2010

Respectfully submitted,

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